

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND		JUDGE NUMBER	JURY DEM.	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR							OTHER				YR.	NUMBER
1085/4	76	0373	07	08	76	1	220	1			8			85 10		76	0373-C

PLAINTIFFS

UNITED STATES OF AMERICA

DEFENDANTS

JOHN CALVIN DUNCAN, JOAN BROWN
DUNCAN, GERALD R. MAYBERRY,
MARTHA MAYBERRY, WILLIE GRAVES,
HENRY DEATON, and EUGENE CHAFFIN

CAUSE

T. 28 USC 1345, Suit on Promissory Note and Foreclosure of Real Estate
Mortgage.

ATTORNEYS

Bob Santee

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED

JS08-01-76

JS-6 1-1-77

DATE 1976	NR.	PROCEEDINGS
7-8	1.	Complaint, filed. Summons issued.k
8-30	2.	Amendment to complaint, filed. ph
9-1		Return on USM service of summons and complaint, filed. Served Willie Graves on 8-24-76 at Tulsa, Ok.; Gerald R. Mayberry and Martha Mayberry on 7-15-76 at Tulsa, Okla.; John Calvin Duncan and Joan Brown Duncan on 7-29-76 at Tulsa, Okla.; and unable to serve Eugene Chaffin (deceased). Fees of \$27.00. s
10-6	--	Summons and amendment to complaint, ret & filed: Served Willie Graves, on 10-5-76 at Tulsa, OK; served John Calvin Duncan on 9-9-76 at Tulsa, OK; served Joan Brown Duncan on 9-9-76 at Tulsa, OK; served Gerald R. Mayberry by serving Martha Mayberry, wife, on 8-31-76 at Tulsa, OK; served Martha Mayberry on 8-31-76 at Tulsa, OK; Unable to serve Eugene Chaffin; deceased; served Henry Deaton by serving Joyce Nipper, Land Lady, on 9-21-76 at Tulsa, OK. (USM \$30.20)ph
10-18	3.	Motion of pltf. for service by publication, filed. rm
10-21	4.	Order, filed, for service by publication.(HDC-J)rm-copy to USA
12-29	5.	Affidavit for entry of default by clerk, filed. ph
12-29	6.	Entry of default by Clerk, filed. Default entered. ph
12-29	7.	Proof of publication, filed. w/Publisher's fee of \$73.00. ph
12-29	8.	Judgment of foreclosure, filed and entered, that pltf. recover judgment against defts. John Calvin Duncan, Joan Brown Duncan, Gerald R. Mayberry, & Martha Mayberry <u>in personam</u> the sum of \$8,140.80 with int. at rate of 6% per annum from 10-1-75, plus costs; that pltf. recover judgment <u>in rem</u> against defts. Willie Graves, Henry Deaton & Eugene Chaffin. (HDC-J)hm (copies to U.S. Atty.)
1-5-77	9.	Bill of Costs, filed and taxed, in favor of pltf. in amt. of \$168.44. JCS-CC)ph
1-7		Order of sale issued. rm
2-8	10	Order of sale, filed. g
2-8	11	Oath of Appraisers, filed. g
2-8	12	Appraisement (\$9,000.00), filed. g
3-17	--	Return on order of Sale, filed. Sold to VA for \$8,850 w/Marshal's fees of \$15.00. ph
3-18	13.	Marshal's return of a sale, fld. w/fees of \$15.00. Proof of Publication attached w/fee of \$48.79. v
3-22	14.	Motion to confirm sale, filed. ph (O to J)
3-22	15.	Order, filed, confirming Marshal's sale.(HDC-J)rm-copies mailed
4-6	16.	Motion for Writ of Assistance, filed. ph Writ issued.
5-2	17	W/Assistance, ret. & filed: served 4-29-77, property vacated. (USM \$15.60)G
7-13-77	18.	Release of Judgment, fld. by U.S.A. releasing judgment against Gerald R. Mayberry and Martha Mayberry. v
12-27-77	19.	Release of judgment against John Calvin Duncan, Joan Brown Duncan, filed. ph